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SRGLT.004RA/004RX

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 10/626,486  
90/006,090

Applicant: Jui-Teng Lin

Filing Date: 24 July 2003 for 10/626,486  
22 August 2001 for 90/006,090

Art Unit: 3739

Examiner: Lee S. Cohen

Customer Number: 20,995

**SUPPLEMENTAL REISSUE DECLARATION UNDER 37 C.F.R. § 1.175**

Dear Sir:

I hereby declare the following:

1. I am the first and original inventor of the subject matter which is described and claimed in U.S. Patent 6,263,879, a copy of which is attached to this declaration.
2. I have reviewed and understand the entire contents of U.S. Reissue Patent Application 10/626,486, which was filed 24 July 2003.
3. I have reviewed and understand the contents of the Preliminary Amendment filed with U.S. Reissue Patent Application 10/626,486 on 24 July 2003 (referred to herein as "the Preliminary Amendment"). I am the first and original inventor of the subject matter recited in the amended claims presented in the Preliminary Amendment, including new Claims 14 through 23.

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4. I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.
5. I believe the original patent to be partly inoperative or invalid by reason of patentee claiming less than patentee had a right to claim in the patent.
6. Independent Claim 1 of U.S. Patent 6,263,879 recites, among other things, "selecting a beam spot controller mechanism for reducing and focusing said selected ablative laser's output beam onto a predetermined spot size on the surface of the cornea". Recitation of this element renders the original patent partly inoperative or invalid or defective because this element is optional. This element has been omitted from new independent Claim 14 added in the Preliminary Amendment.
7. All errors which are being corrected in this reissue application arose without any deceptive intention on my part.

[continued on next page]

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8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor: **Jui-Teng Lin**

Citizenship: **United States of America**

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Mailing address: **Coleman Low FCI, 846 NE 54th Terrace, PO Box 1029, Coleman, FL 33521**

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Corporate officer of the Assignee, SurgiLight, Inc.: **Colette Cozean**

Signature: Colette Cozean, Ph.D. \_\_\_\_\_

Title: CEO \_\_\_\_\_

Date: 11/22/06 \_\_\_\_\_

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